

JS-6

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

ESTATE OF BERTHA V. JAMES,  
DECEASED. by the Personal  
Representative Susie H. James, and  
BERVALMES ASSOC., INC.,

Plaintiffs,

vs.

THE TYLER PERRY COMPANY,  
INC., LIONSGATE  
ENTERTAINMENT CORP., LIONS  
GATE FILMS, INC., LIONS GATE  
ENTERTAINMENT, INC., TYLER  
PERRY and DOES 1-10,

Defendants.

CASE NO. CV-09 08712 JFW VBKx

Assigned to all purposes to  
Hon. John F. Walter

**ORDER RE: DISMISSAL**

Pursuant to the Stipulation of Dismissal entered into between plaintiffs Estate of Bertha V. James, Deceased, by the Personal Representative Susie H. James, and Bervalmes Assoc., Inc. ("Plaintiffs") and defendants The Tyler Perry Company, Tyler Perry, Lions Gate Films, Inc., Lions Gate Entertainment Corp., and Lions Gate Entertainment, Inc. ("Defendants"), this action and all defendants herein are dismissed with prejudice, pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure.

1 The parties shall bear their own attorneys' fees and costs in connection with  
2 this action.

3 IT IS SO ORDERED.

4  
5 Dated: July 19, 2010

6  
7 /s/  
8 The Honorable John F. Walter

9  
10 Submitted By:

11 WESTON & McELVAIN LLP  
12 Randy M. McElvain, Esq. (State Bar No. 137046)  
13 Patricia A. Daza, Esq. (State Bar No. 261564)  
14 601 S. Figueroa St., Suite 2350  
15 Los Angeles, CA 90017  
16 Telephone: (213) 596-8000  
17 Facsimile: (213) 596-8039  
18 E-mail: [rmm7@wmattorneys.com](mailto:rmm7@wmattorneys.com)  
19 [pdaza@wmattorneys.com](mailto:pdaza@wmattorneys.com)

20 Attorneys for Defendants  
21 **THE TYLER PERRY COMPANY, INC.,**  
22 **TYLER PERRY, LIONS GATE FILMS, INC.,**  
23 **LIONS GATE ENTERTAINMENT**  
24 **CORP., and LIONS GATE**  
25 **ENTERTAINMENT, INC.**  
26  
27  
28